Receipt date: 04/13/2009 10565346 - GAU: 1616

Facsimile of SB/08.

Sut	ostitute for form 1449/PTO			Complete if Known		
				Application Number	10/565,346-Conf. #1923	
l IN	NFORMATION	1 DI	SCLOSURE	Filing Date	October 4, 2004	
l s	TATEMENT E	3Y /	APPLICANT	First Named Inventor	Jane C. Hirsh	
				Art Unit	1616	
	(Use as many sh	eets as	s necessary)	Examiner Name	M. Haghighatian	
Sheet	1	of	3	Attorney Docket Number	CPX-01501	

	U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
	AA*	US-2,801,201	07-30-1957	Kipnis					
	AB*	US-4,098,880	07-04-1978	Gaffar					
	AC*	US-4,174,295	11-13-1979	Bargigia et al.					
	AD*	US-4,291,087	09-22-1981	Warburton, Jr.					
	AE*	US-4,312,865	01-26-1982	Szucs					
	AF*	US-4,559,177	12-17-1985	Okutani et al.					
	AG*	US-4,600,575	07-15-1986	Lin et al.					
	AH*	US-4,870,174	09-26-1989	Paradies					
	AI*	US-5,116,603	05-26-1992	Friedman					
	AJ*	US-5,118,494	06-02-1992	Schultz et al.					
	AK*	US-5,290,539	03-01-1994	Marecki					
	AL*	US-5,433,191	07-18-1995	Haber et al.					
	AM*	US-5,446,070	08-29-1995	Mantelle					
	AN*	US-5,589,156	12-31-1996	Henry					
	AO*	US-5,593,661	01-14-1997	Henry					
	AP*	US-5,635,161	06-03-1997	Adjei et al.					
	AQ*	US-5,679,325	10-21-1997	Henry					
	AR*	US-5,756,071	05-26-1998	Mattern et al.					
	AS*	US-5,980,867	11-09-1999	Tzou et al.					
	AT*	US-6,114,344	09-05-2000	Druzgala et al.					
	AU*	US-6,187,340	02-13-2001	Fukuta et al.					
	AV*	US-6,218,318	04-17-2001	Ohkura et al.					
	AW*	US-6,235,265	05-22-2001	Logsdon					
	AX*	US-6,413,496	07-02-2002	Goodman et al.					
	AY*	US-6,432,415	08-13-2002	Osborne et al.					
	AZ*	US-6,461,591	10-08-2002	Keller et al.					
	AA1*	US-6,620,852	09-16-2003	Brogan et al.					
	AB1*	US-6,743,413	06-01-2004	Schultz et al.					
	AC1*	US-20020022667	02-21-2002	Pace et al.					
	AD1*	US-20020082317	06-27-2002	Lyons et al.					
	AE1*	US-20030138381	07-24-2003	Duan et al.					
	AF1*	US-20030144257	07-31-2003	Biggadike et al.					
000000000000000000000000000000000000000	. ∆. G.1*	US 20050036050	02 17 2005						

Examiner	/Mina Haghighatian/	Date	07/19/2009
Signature	riviina ragingrialiarii	Considered	31110122333

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Receipt date: 04/13/2009 10565346 - GAU: 1616

Facsimile of SB/08.

Substitute for form 1449/PTO				Complete if I	Known						
							Application Number	10/565,34	6-Conf. #1923		
INFORMATION DISCLOSURE					MATION DISCLOSURE			SLOSURE Filing Date October 4, 2004			, 2004
STATEMENT BY APPLICANT				First Named Inventor	Jane C. Hirsh						
					Art Unit	1616					
	(Use as many sheets as necessary)			essary)		Examiner Name	M. Haghig	hatian			
Sheet		2	of		3		Attorney Docket Number	CPX-01501			
·		'			U.S. PAT	EN.	DOCUMENTS	ų.			
Examiner Initials*	or Cite No.1 Publication Date MM-DD-YYYY				Name of Patentee of Applicant of Cited Docu		Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
000000000000000000000000000000000000000	··········· ··························		00000000	and the second s		Duplicates					
	~~~	 US-2005	050255040~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		344-47-2005				000000000000000000000000000000000000000		
	,AJ4*		94499	84	06-20-2006	*******	Tamarkin et al	***************************************			
000000000000000000000000000000000000000		US 2006	02337	21	10-19-2006	00000000	Tamarkin et al	000000000000000000000000000000000000000	>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>		

	FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶				
	ВА	EP-0 372 777	06-13-1990	Riker Laboratories Inc						
	ВВ	WO-91/04011	04-04-1991	Riker Laboratories Inc						
	ВС	WO-92/06675	04-30-1992	Minnesota Mining & Mfg						
	BD	WO-92/08447	05-29-1992	Glaxo Group Ltd						
	BE	WO-93/24107	12-09-1993	Mattern & Partner Pharmazeutis et al.						
	BF	WO-99/02211	01-21-1999	Wunsch Erich						
***************************************		\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	-05962094		Min I araras	0000000				
200000000000000000000000000000000000000	BH	WO 2005016320	02-24-2005	Agis Ind 1983 Ltd et al	**************************************	***************************************				

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²		
	CA	ALLEN, et al.; "latrogenic methemoglobinemia from benzocaine spray in trauma"; American Journal of Emergency Medicine 22(3): 226 (2004).			
	СВ	BYRNE, "The need for caution with topical anesthesia during endoscopic procedures, as liberal use may result in methemoglobinemia"; J. Clinc. Gastroenterol. 38(3): 225-229 (2004).			
	СС	DOUGLAS, "Methemoglobinemia induced by a topical anesthetic spray (cetacaine)" Chest 71(5): 587-591 (1977).			
	CD	GARCIA, "Etidocaine-A long-acting anesthestic agent" Anesthesia Progress 29(1): 12-13 (1982).			
	CE	GUERTLER, et al., "Topical Anesthetic-Induced Methemoglobinemia in sheep: A comparison of benzocaine and lidocaine" Fundemental and Applied Toxicology, 18: 294-298 (1992).			

Examiner /Mina Haghighatian/ Signature	Date Considered	07/19/2009
--	--------------------	------------

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Receipt date: 04/13/2009 10565346 - GAU: 1616

Facsimile of SB/08.

Sub	ostitute for form 1449/PTO			Complete if Known		
				Application Number	10/565,346-Conf. #1923	
l IN	NFORMATION	I DI	SCLOSURE	Filing Date	October 4, 2004	
S	TATEMENT E	3Y /	APPLICANT	First Named Inventor	Jane C. Hirsh	
				Art Unit	1616	
(Use as many sheets as necessary)				Examiner Name	M. Haghighatian	
Sheet	3	of	3	Attorney Docket Number	CPX-01501	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CF	KARIM, et al., "Methemoglobinemia complicating topical lidocaine used during endoscopic procedures" American Journal of Medicine 111(2): 150-153 (2001).	
	CG	KHORASANI, "Canister tip orientation and residual volume have significant impact on the dose of benzocaine delivered by Hurricaine spray" Anesthesia and Analgesia 92(2): 379-383 (2001).	
	СН	KUSCHNER, "Benzocaine-associated methemoglobinemia following bronchoscopy in a healthy research participant" Respir. Care 45(8): 953-956 (2000).	
	CI	MEINTERTZ, Jeffery, R., et al.; "Liquid chromatographic determination of benzocaine and N-acetylbenzocaine in the edible fillet tissue from rainbow trout," Journal of Chromatography A, 855 (1999) 255-260.	
	CJ	Metered Dose Inhaler Technology (Purewal, et al. eds.), pp. 54-59, CRC Press LLC: Boca Raton, Florida, (1998).	
	ск	NOVARO, et al., "Benzocaine-induced methemoglobinemia: Experience from a high-volume transesophageal echocardiography laboratory" Journal of the American Society of Echocardiography 16(2): 170-175 (2003).	
	CL	ROTH, et al.; "Airway Inflammation in Young Marijuana and Tobacco Smokers," Am. J. Respir Crit Care Med; Vol 157. pp. 928-937, 1998.	
	СМ	Topical agents. http://coventry.formularies.com/single_drug_disp.asp?drugname=Butamben-Tetracaine-Benzocaine&drugtype=2. Copyright 2002. Accessed 3/3/2009.	
	CN	Waste and Air Pollutants Found in Hospitals, Virtual Library of Sustainable Development and Environmental Health, [online], [retrieved on 2008-12-02]. Retrieved from Virtual Library of Sustainable Development and Environmental Health, Panamerica Health Organization, Regional Office of the World Health Organization, Area of Sustainable Development and Environmental Health using the Internet (URL: http://www.bvsde.paho.org/bvsacd/cd48/practices/anex.4.pdf)	

Examiner	/Mina Haghighatian/	Date	07/19/2009
Signature	/Mina Haghighatian/	Considered	011101

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

B3615968.1

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.